

	)	
MARGUERITE KUROWSKI and	)	
BRENDA MCCLENDON, on behalf of	)	
herself and others similarly situated,	)	Case No. 1:22-cv-05380
	)	
Plaintiffs,	)	The Honorable Matthew F. Kennelly, Judge
vs.	)	
	)	
RUSH SYSTEM FOR HEALTH d/b/a	)	
RUSH UNIVERSITY SYSTEM FOR	)	
HEALTH,	)	
	)	
Defendant.	)	
	)	

Plaintiffs Marguerite Kurowski and Brenda McClendon (the “Plaintiffs”) respectfully move for an Order pursuant to Rule 23 of the Federal Rules of Civil Procedure (“Rule 23”): (i) preliminarily approving the proposed Settlement and Settlement Agreement (“Agreement” or “Settlement”); (ii) certifying an injunction-only class for settlement purposes; (iii) appointing Plaintiffs as settlement class representatives; (iv) appointing settlement class counsel; and (iv) setting a final approval briefing schedule and scheduling a final fairness hearing before the Court.

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third parties, including Facebook, Google, Amazon, TikTok, and others. Rush will be able to transition to HIPAA-compliant third-party companies to perform analytics and de-identifying functions on Rush’s websites, so long as Rush has a Business Associate Agreement with the third-party. And while the Plaintiffs are personally releasing any and all money damage claims, no other class members are. The class *release* carefully matches the class *relief*.

This Motion is based on the accompanying Memorandum of Law; the Joint Declaration of proposed lead settlement class counsel Jason “Jay” Barnes and Nada Djordjevic dated September 30, 2024 (the “Joint Declaration”), including its attached exhibits (including the Settlement Agreement dated September 26, 2024 and the Proposed Order); the pleadings and records on file in this Action; and other such matters and argument as the Court may consider at the hearing of this motion.

Dated: September 30, 2024

Respectfully Submitted,

/s/ Nada Djordjevic  
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/s/ Jay Barnes

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***Counsel for Plaintiffs and the Proposed  
Settlement Class***

**SIGNATURE ATTESTATION**

Pursuant to the United States District Court for the Northern District of Illinois' General Order on Electronic Case Filing, General Order 16-0020(IX)(C)(2), I hereby certify that authorization for the filing of this document has been obtained from the signatories shown above and that each signatory concurs in the filing's content.

/s/ Nada Djordjevic  
**DICELLO LEVITT LLP**  
Nada Djordjevic

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed using this Court's CM/ECF service, which will send notification of such filing to all counsel of record this 30th day of September, 2024.

/s/ Nada Djordjevic  
**DiCELLO LEVITT LLP**  
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